

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO

STATE OF NEW MEXICO, *ex rel.*
State Engineer

Plaintiff,

vs.

ROMAN ARAGON, *et al.*,

Defendants.

69cv07941-BB

RIO CHAMA STREAM SYSTEM
Section 3: Canjilon Creek

MOTION FOR DEFAULT JUDGMENT

COMES NOW the plaintiff State of New Mexico, *ex rel.* State Engineer and moves the Court to enter its order granting default judgment against the following defendants:

Andrew Valdez	CHCJ-002-0035
Agapito Sanchez	CHCJ-003-0026
Beulah Sanchez	CHCJ-003-0026
Abraham A. Chavez	CHCJ-003-0058
Lena E. Chavez	CHCJ-003-0058
Charles Vigil, Jr.	CHCJ-003-0054

and as grounds therefore plaintiff states:

1. The above-named defendants are in default for failure to appear, answer, or otherwise defend in this cause, as shown by the Clerk's Certificate of Default filed October 2, 2007 (Doc. No. 8940).

WHEREFORE, the plaintiff State of New Mexico requests the Court to enter its order granting

default judgment against the above-named defendants incorporating the terms of the State's proposed consent orders and in conformance with the Office of the State Engineer Hydrographic Survey for Section 3 of the Rio Chama Stream, Canjilon Creek, as amended.

DATED: December 5, 2007

Respectfully submitted,

/s/ Ed Newville
EDWARD G. NEWVILLE
Special Assistant Attorney General
Office of State Engineer
P.O. Box 25102
Santa Fe, NM 87504-5102
(505) 867-7444 phone
(505) 867-2299 facsimile

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 5th day of December, 2007 I filed the foregoing electronically through the CM/ECF system which caused the parties on the electronic service list, as more fully set forth in the Notice of Electronic Filing, to be served via electronic mail, and served the following non-CM-ECF participants in the manner indicated:

via first class mail, postage prepaid addressed as follows:

Andrew Valdez
P.O. Box 605
Canjilon, NM 87515

Agapito Sanchez
Beulah Sanchez
6501 Avalon Rd., NW
Albuquerque, NM 87105

Abraham A. Chavez
Lena E. Chavez
815 N. Aztec Blvd.
Aztec, NM 87410

Charles Vigil, Jr.
1120 Industrial Park Rd., Ste. 302
Española, NM 87532

/s/ Ed Newville
EDWARD G. NEWVILLE